

FISCAL NOTE

HB 261 - SB 462

February 28, 2003

SUMMARY OF BILL:

- Reclassifies:
 - gamma hydroxybutyric acid (a *date rape* drug) from a Schedule IV controlled substance to a Schedule I controlled substance which elevates offense from a Class D felony to a Class B felony;
 - salts of gamma hydroxybutyric acid from a Schedule IV controlled substance to a Schedule III controlled substance with fines being increased from \$50,000 to \$100,000;
- Expands the definition of controlled substance to include *controlled substance analogue* in Schedule I or Schedule II substances, a Class B felony offense.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$99,200/Incarceration*

Increase State Revenues - Not Significant

Assumes two Class D felony convictions elevated to Class B felony convictions and one additional Class B felony conviction. Also, assumes an insignificant increase in state revenues from fines.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director